IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8073 OF 2004

Gramin Vikas Sanstha ... Petitioner

Versus

State of Maharashtra and ors. ... Respondents.

Mr. J.S.Deo for the petitioner.
Mr. C.R. Sonawane, Assistant Government Pleader, for the State.

CORAM: **KSHITIJ R. VYAS, C.J.** &
DR. D.Y. CHANDRACHUD, J.
DATE: **APRIL 21, 2006**.

P.C.

An affidavit in reply has been filed by the Section Officer, Tribal Development Department, Mantralaya, Mumbai, wherein it is stated that the petitioner's claim along with other 72 applications has not been rejected by the first respondent and, therefore, whenever respondent No.1 would advertise, the petitioner-trust can submit a *de novo* proposal to respondent No.1 for being considered for the sanction of aided schools. In view thereof, the learned counsel for the petitioner seeks leave to withdraw this petition with liberty to file a fresh petition with the fresh cause of action. This petition is accordingly rejected as withdrawn.

CHIEF JUSTICE

DR. D.Y. CHANDRACHUD, J.